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September 2, 2016

**SUBMITTED ELECTRONICALLY VIA ECFS**

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

Re: **SUPPLEMENT TO THE RECORD**

Request for Review or Waiver of a Decision of the Universal Service Administrator by  
Sweetwater City Schools et al., Docket No. 02-6

Dear Ms. Dortch:

Attached please find a supplement to the record in the above-referenced matter. Specifically, we are providing an expert opinion from Professor George W. Kuney regarding whether a contract existed between Sweetwater Consortium and ENA before the Consortium members filed their applications. In Professor Kuney's expert opinion, a "Tennessee court or other adjudicative body applying Tennessee law to these documents should conclude that a valid contract was formed between ENA and Sweetwater on March 1, 2013 - the date of the award letter from Sweetwater to ENA . . ."

Respectfully submitted,

*/s/ Gina Spade*

Gina Spade  
Counsel for ENA

cc: Aaron Garza, Bryan Boyle, Kate Dumouchel, TAPD